

UNITED STATES DISTRICT COURT

for the

Eastern District of Wisconsin

FREEDOM FROM RELIGION FOUNDATION,
INC.
v.
MANITOWOC COUNTY, et al.

Case No.: 08-C-1105

BILL OF COSTS

Judgment having been entered in the above entitled action on 04/23/2010 against the plaintiff,
the Clerk is requested to tax the following as costs:

Fees of the Clerk	\$ 0.00
Fees for service of summons and subpoena	0.00
Fees for printed or electronically recorded transcripts necessarily obtained for use in the case	358.00
Fees and disbursements for printing	64.80
Fees for witnesses (itemize on page two)	0.00
Fees for exemplification and the costs of making copies of any materials where the copies are necessarily obtained for use in the case.	0.00
Docket fees under 28 U.S.C. 1923	0.00
Costs as shown on Mandate of Court of Appeals	0.00
Compensation of court-appointed experts	0.00
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828	0.00
Other costs (please itemize)	0.00
TOTAL	\$ 422.80

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

Declaration

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:



Electronic service



First class mail, postage prepaid



Other: _____

s/ Attorney: s/ Remzy D. BitarName of Attorney: s/ Remzy D. BitarFor: Manitowoc County, Bob Zieglebauer and Jeffery Beyer

Name of Claiming Party

Date: 05/03/2010

Taxation of Costs

Costs are taxed in the amount of _____ and included in the judgment.

By: _____

Clerk of Court

Deputy Clerk

Date

UNITED STATES DISTRICT COURT

Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)							
NAME , CITY AND STATE OF RESIDENCE	ATTENDANCE		SUBSISTENCE		MILEAGE		Total Cost Each Witness
	Days	Total Cost	Days	Total Cost	Miles	Total Cost	
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
					TOTAL	\$0.00	

NOTICE

Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:

"Sec. 1924. Verification of bill of costs."

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

See also Section 1920 of Title 28, which reads in part as follows:

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

The Federal Rules of Civil Procedure contain the following provisions:

RULE 54(d)(1)

Costs Other than Attorneys' Fees.

Unless a federal statute, these rules, or a court order provides otherwise, costs — other than attorney's fees — should be allowed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 14 day's notice. On motion served within the next 7 days, the court may review the clerk's action.

RULE 6

(d) Additional Time After Certain Kinds of Service.

When a party may or must act within a specified time after service and service is made under Rule 5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

RULE 58(e)

Cost or Fee Awards:

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.

DEFENDANT'S BILL OF COSTS

Freedom From Religion Foundation, Inc. v. Manitowoc Co., et al.

Case No.: 08-C-1105

PHOTOCOPYING CHARGES

01/20/09	Certificate of Interest, Answer, Affirmative Defenses and Certificate of Service by Defendants 8 pgs at 2 copies x .15	\$ 2.40
01/20/09	Certificate of Interest, Answer, Affirmative Defenses and Certificate of Service by Defendants 8 pgs at 2 copies x .15	\$ 2.40
02/25/09	Rule 26(F) Report on Discovery Planning Conference Submitted on Behalf of Plaintiff and Defendants; Certificate of Service 5 pgs at 2 copies x .15	\$ 1.50
03/27/09	Amended Answer and Affirmative Defenses; Certificate of Service 3 pgs at 2 copies x .15	\$ 0.90
10/01/09	Notice of Motion and Motion for Summary Judgment, Brief In Support, PFOF, Affidavits of ob Ziegelbauer, Jeffery Beyer and Remzy Bitar, Certificate of Service 179 pgs at 1 copy x .15	\$ 26.85
10/30/09	Brief in Response to Plaintiff's Motion for Summary Judgment, Defendants' Response to Plaintiff's Proposed Findings of Fact and Additional Findings of Fact, and Affidavits of Norbert Vogt and Remzy D. Bitar 64 pgs at 2 copies x .15	\$ 19.20
11/02/09	Brief in Response to Plaintiff's Motion to Modify Scheduling Order and for Leave to file a Supplemental Complaint and Certificate of Service 20 pgs at 2 copies x .15	\$ 6.00
11/17/09	Reply Brief in Support of Defendant's Motion for Summary Judgment by Manitowoc County et al.; Certificate of Service 16 pgs at 2 copies x .15	\$ 4.80
01/11/10	Sur-Reply brief in support of Defendants' Motion for Summary Judgment; Certificate of Service 5 pgs at 1 copy x .15	\$ 0.75
	Total	\$ 64.80

TRANSCRIPTS

10/27/09	Transcript of Interview of Paul T. Rappel Gramann Reporting	\$ 358.00
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Total Allowable Costs**\$ 422.80**



GRAMANN
REPORTING

710 North Plankinton Ave.
Suite 710
Milwaukee, WI 53203
PHONE: 414.272.7878
FAX: 414.272.1806
Innovation • Expertise • Integrity

SUBMITTED FOR PAYMENT

DATE: 10-28-2009

FILE No.: 0100-0900012 LKB

Mr. Crivello Carlson, S.C.
710 North Plankinton Avenue
Suite 500
Milwaukee, WI 53203-2404

INVOICE

Invoice No.	Invoice Date	Job No.
177059	10/28/2009	91486
Job Date	Case No.	
10/27/2009	08CV1105	
Case Name		
Freedom From Religion Foundation, Inc. v. Manitowoc County, et al.		
Payment Terms		
Due upon receipt		

1-COPY OF THE TRANSCRIPTION OF:

Interview of Paul T. Rappel
e Transcript File
Handling

26.00 Pages 338.00
15.00
5.00
TOTAL DUE >>> \$358.00

Expedite page rates applied.

ETRANSCRIPT, TEXT and PDF files e-mailed on the date of this invoice.

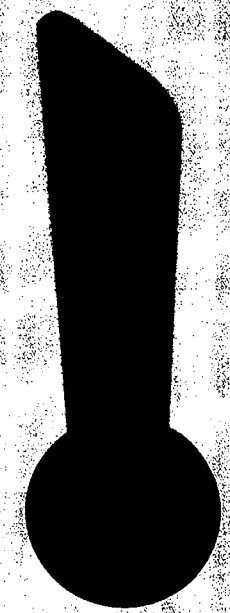
Transcript files can also be accessed on your account at www.gramannreporting.com.

Enclosed please find our complimentary Depolauth CD.

Check out the NEW look at our NEW website - <http://www.gramannreporting.com>

Gramann Reporting appreciates your business. Thank you!

OK



Tax ID: 39-1582838

CRIVELLO • CARLSON & GRAMANN REPORTING, LTD.				Check Date: 10/30/2009	Check Number: 239784
Date	INV #	Client	Matter	EXP	Description
10/28/09	177059	0100	0900012	E115	Paul T. Rappel
					GL Acct
					180000
					Amount
					358.00
					Check Amount:
					\$358.00